

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON FEBRUARY 3, 2004

The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:30 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Loren Bouma, Vernon Beernink, Mark Sybesma, Bernard L. Smith and Stanley L. De Haan.

Minutes of January 27, 2004 were submitted and on motion and vote stand approved as submitted.

Committee reports were given this date.

Melissa O'Rourke, County Attorney, met with the Board this date to report on an article that appeared in the February 1, 2004 issue of the Sioux City Sunday Journal featuring her and the benefits of restorative justice.

Melissa O'Rourke, County Attorney, met with the Board this date to review a memorandum addressing legalities and questions that could be asked by the County Board of Supervisors when considering a request for a waiver from We-3-Egg pertaining to erection of confinement buildings within one hundred feet separation distance from a public thoroughfare.

Mark Dunlop, County Emergency Management Services Director and Zoning Administrator; and Evan Blom, representative for We-3-Egg, were present for the aforementioned presentation and stated that the Iowa Department of Natural Resources would not approve a proposed We-3-Egg confinement expansion permit application unless the County Board of Supervisors waives the one hundred feet separation distance from a public thoroughfare requirement. If We-3-Egg facility is required to adhere to the one hundred feet separation distance from a public thoroughfare, the Iowa Department of Natural Resources would not approve a confinement construction permit application for the proposed building expansion because it would be located too close to an existing stream. It was pointed out that the current existing facility is located on a Level B road.

Motion by Smith and supported by Beernink to grant a waiver to We-3-Egg of Sioux Center from complying with the one hundred feet separation distance from a public thoroughfare requirement for a proposed confinement expansion permit application according to Section 459.205(2)(b), Code of Iowa due to the following special circumstances:

- 1) The existing facility is already located within the one hundred feet separation distance from a public thoroughfare.
- 2) The facility is located on a Level B road.
- 3) The proposed building expansion would line up with the current facility.

Carried, unanimous in favor.

Shane Walter, County Community Services Director, met with the Board this date to review a Monthly MH/DD Service Expenditure Report for January, 2004. He also reviewed the mental health services and general relief department budget requests for fiscal year 2005.

Rob Klocke, Executive Director of County Conservation Board; and Gordon Pottebaum, John Degen, Dave Meylink and Don Brommer, members of the County Conservation Board, met with the Board this date to review the county conservation department budget request for fiscal year 2005.

Micah Van Maanen, County Information Technology Director, met with the Board this date to review the information technology department budget request for fiscal year 2005. He also reviewed a major software re-write proposal from Incode-CMS in an approximate amount of \$96,000.00. He stated that the proposal could be paid and implemented in two fiscal years.

The consensus of the Board was to approve the major software re-write proposal with the stipulation that it be budgeted over a two year period. An amount of \$46,000.00 would be paid in fiscal year 2005 and the remainder paid in fiscal year 2006.

Lois Huitink, Deputy Auditor; Robert Hagey, County Treasurer; and Anita Van Bruggen, County Recorder, were present for the aforementioned presentation.

Motion by Bouma and supported by Beernink to accept the County Sheriff's Quarterly Report showing fees and fines collected for the period ending December 31, 2003 as follows:

County Sheriff \$174,328.47

Carried, unanimous in favor.

Doug Julius, County Engineer, met with the Board this date to request approval and a Chairman's signature on various documents.

Motion by De Haan and supported by Smith to approve and authorize the Chairman to sign the following documents:

Grants to Counties Well Program Application in an estimated budget amount of \$12,518.00.
Application for Region III TEA-21 Projects.

Carried, unanimous in favor.

Dan McCarty, President of Plains Area Mental Health Center Board; and Brenda Erickson, Office Manager of Plains Area Mental Health Center, met with the Board this date to report that Plains Area Mental Health Center proposes to provide mental health services to Sioux County residents in a maximum amount of \$90,000.00 on a fee for service basis for fiscal year 2005.

The consensus of the Board was to make a final decision at the next Board meeting to be held on February 10, 2004 on whether Plains Area Mental Health Center or Creative Living Center would provide mental health services to Sioux County for fiscal year 2005.

Shane Walter, County Community Services Director, was present for the aforementioned presentation.

Motion by Smith and supported by Bouma to go into executive session according to Section 20.17(3), Code of Iowa, to discuss collective bargaining matters with Harvey Wiltsey, Labor Negotiator for Sioux County. Roll Call on Vote: Bouma, Yes; Beernink, Yes; Sybesma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

Melissa O'Rourke, County Attorney; and Doug Julius, County Engineer, were present for the aforementioned executive session.

Motion by Smith and supported by Bouma to go out of executive session according to Section 20.17(3), Code of Iowa. Roll Call on Vote: Bouma, Yes; Beernink, Yes; Sybesma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

The Chairman adjourned the meeting until Tuesday, February 10, 2004.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor